IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 31934 of 2007(B)

AGAINST THE ORDER DATED / / IN IA.3173/07 IN OS.51/2007 of II ADDL.SUB COURT,TRIVANDRUM

PETITIONER:

M/S.SUNDARAM HOME FINANCE LTD., SHANMUGHAM ROAD, ERNAKULAM, KOCHI-31, REPRESENTED BY ITS DULY AUTHORISED OFFICER, MANAGER (RECEIVABLES), S.NARAYANAN, S/O.N.V.SUBRAMANIAN, RESIDING AT JAYA NIVAS, MANIKKIRI ROAD, ERNAKULAM.

BY ADV. SRI.VARGHESE C.KURIAKOSE
SRI.PRAVEEN K. JOY
SMT.THANKOM.G
SRI.E.M.MURUGAN
SRI.B.S.SURESH KUMAR

RESPONDENTS:

1. **A.SALIM, S/O.HASSAN BAVA, RESIDING AT TC 19/1284, METHOOTTUKUZHI VEEDU, KUNJALUMOODU, KARAMANA, TRIVANDRUM. PIN CODE 695 002.**

2. **RAMACHANDRAN, S/O.BHAGAVATHI PERUMAL PILLAI, RESIDING AT VP 1/929, "MAHAL", PAMAMCODE ESTATE PO., PALLICHAL VILLAGE, TRIVANDRUM.**

3. **C.LATHA, W/O.RAMACHANDRAN, -DO- -DO-**

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN, J

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W.P.(C) No.31934 OF 2007

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Dated this the 26th day of October 2007

JUDGMENT

This writ petition is filed for a direction to the II Addl.Sub Court, Thiruvananthapuram to dispose of Ext.P11 claim petition. In this case, the petitioner claims superior right in the light of the Central Act 54/2002 and the claim petition is filed under Order 38 of the Code of Civil Procedure. The matter requires urgent consideration at the hands of the II Addl.Sub Judge, Thiruvananthapuram. I, therefore direct the learned Sub Judge to dispose of I.A.No.3173/2007 in O.S.No.51/2007 filed by the petitioner within a time frame of 3 months from today. Needless to say that the court shall hear all concerned before disposal of the matter.

With the above direction, writ petition is disposed of.

M.N.KRISHNAN, JUDGE

Cdp/-